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FILED  
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DISTRICT COURT UTAH  
BY: *BK*  
DEPUTY CLERK

*Attorneys for Plaintiff Church of Scientology International*

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION

CHURCH OF SCIENTOLOGY  
INTERNATIONAL, a California non-  
profit religious corporation,

Plaintiff,

vs.

ARTHUR INTERNATIONAL INC., a  
dissolved Utah corporation, DAVID  
HIGHAM, SILVIA M. CARVALHO,  
KENNETH HALL, THOMAS  
ALHMANN, and DOES 1 THROUGH 10,

Defendants.

**ATTORNEYS' PLANNING  
MEETING REPORT**

Case No.: 2:01-cv-213S

Judge David Sam

1. **ATTORNEYS' MEETING:** Pursuant to Fed. R.Civ.P. 26(f), a meeting was held on May 15, 2001 at by telephone conference.
  - a. The following were involved in the telephone conference: Mark J. Morrise, (Suitter Axland) for Plaintiff; Mona L. Burton (McKay, Burton & Thurman) for Defendant David Higham; and Jan Allred (Parr Waddoups Brown Gee & Loveless) for Defendant Silvia Carvalho.
  - b. The parties have discussed the nature and basis of their claims and defenses.
2. **INITIAL DISCLOSURE:** The parties \_\_\_\_\_ have exchanged or X will exchange by June 1, 2001 the information required by Rule 26(a)(1).

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3. **DISCOVERY PLAN:** The parties jointly propose to the court the following discovery plan:

*Use separate paragraphs or subparagraphs as necessary if the parties disagree.*

a. Discovery is necessary on the following subjects: **Liability of Defendants under theories of constructive trust, receiving assets in liquidation, and corporate alter ego; Plaintiff's damages.**

b. All discovery will be completed no later than **November 15, 2001**.

c. The following discovery methods will be used:

<b><u>25 maximum</u></b> Interrogatories	<b><u>no limit</u></b> Requests for Admission
<b><u>X</u></b> Oral Exam Depositions	_____ Written Questions Depositions
Maximum of 15 for each party	_____ Other discovery methods

d. Reports from retained experts under Rule 26(a)(2) will be submitted on:

**Dec. 15, 2001** by plaintiff(s) **Jan. 15, 2002** by defendant(s)

e. Supplementations under Fed.R.Civ.P 26(e) are due:

**Within 15 days after supplementary material becomes known**

4. **OTHER ITEMS:**

a. The parties \_\_\_\_\_ request / **X** do not request a conference with the court prior to entry of the scheduling order.

b. The parties request a final pretrial conference in:

**March 2002**

c. The cutoff dates for joining additional parties are:

Plaintiff(s) **Sep. 15, 2001** Defendant(s) **Sep. 15, 2001**

d. The cutoff dates for amending pleadings are:

Plaintiff(s) **Sep. 15, 2001** Defendant(s) **Sep. 15, 2001**

e. The cutoff date for filing dispositive or potentially dispositive motions is

**February 15, 2002**

f. The potential for settlement is: \_\_\_\_\_ likely \_\_\_\_\_ unlikely

**X** cannot be evaluated prior to: **Nov. 15, 2001**

g. The potential for resolution of this matter through the court's alternative dispute resolution program is

Via arbitration: \_\_\_\_\_ likely \_\_\_\_\_ unlikely

X  cannot be evaluated prior to:  Nov. 15, 2001

Via mediation:: \_\_\_\_\_ likely \_\_\_\_\_ unlikely

X  cannot be evaluated prior to:  Nov. 15, 2001

h. Final lists of witnesses and exhibits pursuant to Fed.R.Civ.P 26(a)(3) are due by:  
*specify dates:*

30 days before trial  from plaintiff(s) :  30 days before trial  from defendant(s)

i. The parties should have  15  days after service of final lists of witnesses and exhibits to list objections under Rule 26(a)(3).

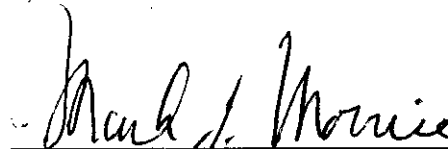
j. This case should be ready for trial by:  April 1, 2002

k. The estimated length of the trial is:  5 days

5. **COUNTERPARTS:** This Report will be effective if executed in separate counterparts.

SUITTER AXLAND

Date:  5-22-2001



Michael W. Homer

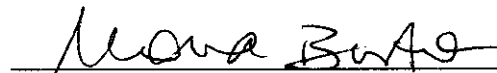
Mark J. Morris

Thomas M. Price

*Attorneys for Plaintiff*

MCKAY, BURTON & THURMAN

Date:  5-24-01

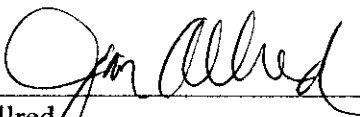


Mona Lyman Burton

*Attorneys for David Higham*

PARR WADDOUPS BROWN GEE & LOVELESS

Date: May 23, 2001

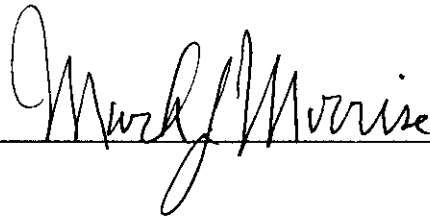
  
\_\_\_\_\_  
Jan Allred  
*Attorneys for Silvia M. Carvalho*

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing **Attorneys' Planning Meeting Report** was mailed, first class United States mail, postage prepaid, on this 29 day of May, 2001, to the following:

Jan Allred, Esq.  
PARR WADDOUPS BROWN GEE & LOVELESS  
185 South State #1300  
Salt Lake City, Utah 84111  
*Attorneys for Silvia M. Carvalho*

Mona Lyman Burton, Esq.  
MCKAY, BURTON & THURMAN  
600 Gateway Tower East  
10 East South Temple  
Salt Lake City, Utah 84133  
*Attorneys for David Higham*

  
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